



STATE OF DELAWARE
PUBLIC SERVICE COMMISSION
861 SILVER LAKE BLVD.
CANNON BUILDING, SUITE 100
DOVER, DELAWARE 19904
TELEPHONE: (302) 736-7500

June 20, 2019

Sussex County Council
Attn: Hans Medlarz, County Engineer
2 The Circle
Georgetown, DE 19947

**Re: IN THE MATTER OF THE APPLICATION OF SUSSEX COUNTY, DELAWARE,
FOR A CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY TO
PROVIDE WATER SERVICES PURSUANT TO 26 DEL. C. § 203C (FILED MAY
24, 2019 –ELLENDALE WATER DISTRICT) PSC DOCKET NO. 19-0181**

Dear Mr. Medlarz,

The Delaware Public Service Commission (“Commission” or “PSC”) is in receipt of an application (the “Application”) by Sussex County (“County”) for a certificate of public convenience and necessity (“CPCN”) to provide water service to the Ellendale Water District in Sussex County, Delaware (the “Proposed Service Area”). In order to recommend approval of the Application, additional information is necessary, as required in 26 *Del. C.* § 203C(d)(2)a and the Commission’s Regulations Governing Certificates of Public Convenience and Necessity for Water Utilities, 26 *Del. Admin. C.* § 2002 (the “Regulations”), as indicated below. The responses and verifications can be uploaded in DelaFile under Docket No. 18-0181.

1. Pursuant to 26 *Del. Admin. C.* § 2002-7.1, for a request premised on 26 *Del.C.* § 203C(d)(2)a, the Proposed Service Area **shall encompass only such parcels** of land that lack available water sources or supplies that meet the standards governing drinking water for human consumption promulgated and enforced by the Department of Health and Social Services. Your application included documentation from DHSS and notes that the 2017 random sampling event only included 18 parcels, of which only 6 parcels were noted to not meet the standards. Please provide documentation from DHSS that shows all parcels in the Proposed Service Area lack available water sources or supplies that meet the standards governing drinking water for human consumption.
2. Pursuant to 26 *Del. Admin. C.* § 2002-9.2, the form of notice required by these regulations shall be sent to each landowner of record not more than thirty-five days and not less than thirty days

prior to the filing of the application. The landowner notices were mailed out on April 5, 2019, however, the application was filed on May 24, 2019. Therefore, the County will need to submit a request for a waiver of the timing requirements set forth in 26 *Del. Admin. C.* § 2002-9.2.

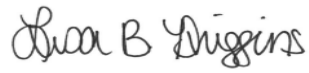
3. Exhibit B of the Application includes a map of the Proposed Service Area as well as a listing of all the parcels and owner information. After the 181 parcels that are listed were mapped on the GIS map, it was evident that the map of the Proposed Service Area provided in the application is inconsistent with the parcel listing. Either provide a new map that correctly shows the parcels that are included in the Application or provide a new parcel listing showing all parcels included in the map.
4. According to our GIS map, the following parcels are included in Artesian's approved water service territory. Please remove these parcels from the Application or Artesian will have to abandon these parcels. Provide a revised exhibit G reflecting this change.

<i>Parcel #</i>	<i>Name</i>
230-26.00-113.00	Main Street Investments, LLC
230-26.00-127.00	Bob P, Inc
230-26.00-29.00	Aishah Williams
230-26.00-30.00	Harold L & Virginia Anne Truxon
230-26.00-42.00	John M Mervine
230-26.00-63.00	Stevie M & Evelyn T Perry
230-31.00-127.00	Curtis Hennigan
230-31.00-141.00	Anthony Vernell & Frances Nesmith-Richardson
230-31.00-147.00	Tapa Homes, LLC
230-31.00-37.00	Michael Ashby
230-31.00-55.00	Because Jesus Loves you Ministries, Inc.
230-31.00-61.00	New Shiloh Holiness Church, Inc
230-31.00-64.04	Ellendale Community Civic Improv Assoc., Inc
230-31.00-68.00	Calvin O & Delores Elaine Price
230-31.00-72.00	William Blatt
230-31.00-75.00	Charlie Pearsall
230-31.00-77.00	Ella Vickers
230-31.00-79.00	Ella Vickers
230-31.00-93.00	Tyrone Dwayne Green

As required in 26 *Del. Admin. C.* § 1001-1.7.2, Rules of Practice and Procedure of the Delaware Public Service Commission, verification of the Application is required. Please provide a signed, sworn verification with any supplemental filings in support of the application; these should be uploaded in DelaFile under PSC Docket No. 19-0181.

Should you have any questions or if I can be of any assistance you may contact me at (302) 736-7550 or by email at Lisa.Driggins@delaware.gov.

Respectfully,

A handwritten signature in black ink that reads "Lisa B. Driggins". The signature is written in a cursive, flowing style.

Lisa Driggins
Public Utility Analyst

CC: Mr. Robert Willard, Deputy Attorney General
Mr. Raj Barua, Executive Director
Mr. Matt Hartigan, Deputy Director
Mrs. Connie McDowell, Senior Regulatory Policy Administrator
Mrs. Donna Nickerson, Commission Secretary